IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 12TH DECEMBER 2006 / 21ST AGRAHAYANA 1928

Bail Appl..No. 7200 of 2006()

CRIME NO. 32/98 OF NEDUMANGAD EXCISE RANGE

PETITIONER/ACCUSED:

RAVEENDRAN, S/O. KRISHNANKUTTY,
ASWATHI BHAVAN (LAKSHAM VEEDU),VEERANAKAVU VILLAGE
NEDUMANGAD, TRIVANDRUM.

BY ADV. SRI.P.K.VARGHESE
SRI.B.SABU

RESPONDENTS: COMPLAINANT:

STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 12/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No.7200 of 2006

DATED: December 12, 2006

O R D E R

Petitioner who is the sole accused in Crime No.32/98 of Nedumangad Excise Range for offences punishable under Secs. 8(1) and 8(2) of the Abkari Act for allegedly having been found in possession of 22 liters of illicit arrack on 26-5-1998, seeks anticipatory bail. Consequent on the non-appearance of the petitioner in C.P. 128/01 on the file of the J.F.C.M., Kattakkada, non-bailable warrants of arrest are pending against the petitioner. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. It is for the petitioner to seek regular bail after surrendering before the concerned Magistrate's Court. Accordingly, if the petitioner surrenders before the magistrate court and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same day on which it is filed, examining the explanations offered by the petitioner for his previous non-appearance.

With the above observation this application is dismissed.

Sd/- V.RAMKUMAR,
JUDGE.

ani.

/true copy/ P.A. to Judge.